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IN THE UNITED STATES DISTRICT COURT

STATE OF UTAH, NORTHERN DIVISION

LELAND KIM McCUBBIN, JR. and DANIEL JOSEPH LUCERO, Plaintiffs, vs. WEBER COUNTY, OGDEN CITY, CHRISTOPHER ALLRED, in his official capacity, and & DOES 1-10, Defendants.	**STIPULATED MOTION FOR RELEASE OF PRIVATE CONTROLLED and/or PROTECTED RECORDS OF BOARD OF PARDONS AND PAROLE** Civil No. 1:15CV132CW Judge Clark B. Waddoups Magistrate Judge Brooke C. Wells

In this action, Defendant Ogden City has issued a subpoena for certain documents relating to Plaintiffs from the Utah Board of Pardons & Parole (“the BOPP”). In accordance with its reading of state records statute, the BOPP requires a court order to release certain categories of documents that are responsive to this subpoena. To facilitate the BOPP’s production of these documents, Plaintiffs have agreed to move this Court for an order allowing the BOPP to produce those documents to Plaintiffs, and eventually to Defendants. Plaintiffs have therefore stipulated with counsel for the BOPP to the proposed order prepared by the BOPP that will be sent to the Court today. In agreeing to make this motion, Plaintiffs do not waive any objection to the admissibility of any of the documents to be produced by the BOPP. Rather, Plaintiffs expressly retain the right to make such objections, and make this motion avoid further delay.

Accordingly, the Plaintiffs move the Court to grant the Plaintiffs' and the BOPP's proposed Stipulated Order, to be sent to the Court today.

DATED this 6th day of November, 2017.

SNOW CHRISTENSEN & MARTINEAU

/s/ R. Scott Young
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APPROVED AS TO FORM AND CONTENT:

ACLU FOUNDATION OF UTAH, INC.

/s/ John Mejia
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4832-0452-6675, v. 1